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**PATENT**

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/928,578
Filing Date	August 10, 2001
First Named Inventor	Yu-Chuan Jou
Group Art Unit	2637
Examiner Name	David Lugo
Attorney Docket Number	010391

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

*NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 10, 2000); Interim Rule, 65 Fed. Reg. 14963 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which eliminated RCE practice.*

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on November 14, 2005
  - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
  - iii. ☐ Other
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
  - ii. ☐ Affidavit(s)/Declaration(s)
  - iii. ☐ Information Disclosure Statement (IDS)
  - iv. ☐ Other

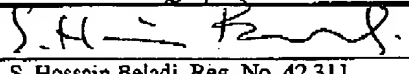
## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)

## 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 which the RCE is filed.


- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 17-0026
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(c) in the amount of \$790.00
  - ii. ☐ Request for Extension of time (37 C.F.R. §§ 1.136 and 1.117) in the amount of \_\_\_\_\_
  - iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Date: December 8, 2005 Signature:   
S. Hossain Beladi, Reg. No. 42,311  
(858) 651-4470

## CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print Type) Sheryl Schoen  
Signature:  Date: December 8, 2005

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DATE: December 8, 2005

TO: AF  
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ATTN: Examiner: David Lugo  
Art Unit: 2637

FAX NUMBER: (571) 273-8300

FROM: S. Hossain Beladi, Attorney for Applicant  
Registration No. 42,311

Total Number of Pages Sent: 3 (including this transmittal cover sheet)

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FILING BY FACSIMILE:

ATTORNEY DOCKET NO.: 010391

## ENCLOSED ARE:

- Request for Continued Examination (RCE) Transmittal (in duplicate)

APPLICANT: Yu-Chenn Jou

ASSIGNEE: QUALCOMM Incorporated

SERIAL NO.: 09/928,578

FILED: August 10, 2001

FOR: Method and Apparatus for Controlling Gain Level of a Communication Channel in a CDMA Communication System

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Please contact Sheryl Schoen at (858) 658-5102 if all pages do not transmit.

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